IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

Crl.Rev.Pet.No. 1386 of 2007()

CRA.106/2006 of SESSIONS COURT, KALPETTA
ST.1162/2005 of JUDL.MAGISTRATE OF FIRST CLASS, SULTHAN BATHERY

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

P.J.JOSE,S/O.JOSEPH,AGED 43/06,
PUTHIYAKUNNATH HOUSE,
RESIDING AT KORAH QUARTERS,
KATTAYAD ROAD,
S.BATHERY.

BY ADV. SRI.RAFFEEKH KOTTAKKAL

RESPONDENTS:

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1. SUNNY SEBASTIAN, S/O.SEBASTIAN,
   PINAKKATTUPARAMBIL HOUSE,
   NEAR BLOCK OFFICE,S.BATHERY.

2. STATE OF KERALA REPRESENTED BY
   PUBLIC PROSECUTOR,HIGH COURT OF
   KERALA ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 29/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 1386 OF 2007

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Dated this the 29th day of March 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till rising of the court and to pay Rs.1,52,000/- as compensation and in default to undergo simple imprisonment for three months

2. Considering the fact and also in view of the concurrent findings of the courts below I find no reason to interfere in exercise of the revisional jurisdiction of this Court. All the same, considering the plea of the counsel for the revision petitioner, the revision petitioner is granted six months time from today onwards to pay the amount of compensation. The conviction and sentence is confirmed. The revision petitioner shall appear before Judicial First Class Magistrate -I, Sulthan Bathery on **28.09.2007** to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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